

02-O-0467

**AN ORDINANCE
BY COUNCILMEMBER FELICIA A. MOORE AND H. LAMAR WILLIS
AS SUBSTITUED BY FINANCE/EXECUTIVE COMMITTEE**

**AN ORDINANCE TO AMEND SECTION 2-1206 EXTENSION AND
EXPIRATION OF CONTRACTS, OF THE CODE OF ORDINANCES OF
THE CITY OF ATLANTA, SO AS TO PROHIBIT THE EXTENSION OF
ANY CONTRACT BEYOND ONE YEAR; AND FOR OTHER PURPOSES.**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA,
GEORGIA as follows:**

Section 1: That Section 2-1206, which reads:

“Sec. 2-1206. Extension and expiration of contracts.

- (a) Extension. Under this article, the purchasing agent may extend a contract once for 90 days after the date of expiration under the contract, when the following conditions are met:
 - (1) The purchasing agent determines in writing that the extension of the contract is in the best interests of the city and would encourage effective competition;
 - (2) The city council, by duly enacted legislation, appropriates funds for the extension; and
 - (3) The chief financial officer verifies the availability of funds.
- (b) Expiration. The purchasing agent shall provide written notice of the expiration date of contracts to the using agency and to the municipal clerk at least 90 days prior to the expiration date of the contracts.”

Be amended to read:

“Sec. 2-1206. Extension and expiration of contracts.

- (a) Extension. Under this article, the purchasing agent may extend a contract once for 90 days after the date of expiration under the contract, when the following conditions are met:

- (1) The purchasing agent determines in writing that the extension of the contract is in the best interests of the city and would encourage effective competition;
- (2) The city council, by duly enacted legislation, appropriates funds for the extension; and
- (3) The chief financial officer verifies the availability of funds.
- (4) **After the ninety-day extension of the Purchasing Director has expired, the Council, by Resolution, may extend a contract for up to an additional two hundred and seventy five days, (in increments to be decided by the Council). In no instance, however, shall the extension of any contract, be beyond 365 days of the original expiration date.**

A monthly report shall be forwarded to the City Council which shall contain a listing of all contract extensions granted by the purchasing agent during the preceding calendar month.

- (5) **The cumulative extended time (extension by Purchasing Director and the City Council) shall be subtracted from the total time of said contract.**
- (b) Expiration. The purchasing agent shall provide written notice of the expiration date of contracts to the using agency and to the members of the committee of purview and the municipal clerk at least 90 days prior to the expiration date of the contracts.”

Section 2: That all ordinances and parts of ordinances in conflict herewith are hereby repealed.